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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q94683

Hiroshi KUBO, et al.

Appln. No.: 10/580,403

Group Art Unit: 1614

Confirmation No.: 2089

Examiner: Zohreh VAKILI

Filed: August 18, 2006

For: COMPOSITION HAVING LIVER FUNCTION PROTECTING EFFECT

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed before the mailing date of the first Office Action on the merits; although no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required, a Statement Under 37 C.F.R. § 1.97(e) is applicable and is filed herewith.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of an Office Action from the People's Republic of China Patent Office in a counterpart Chinese patent application (Application No. 2004800353794) citing such documents, together with an English-language version of the Office Action indicating the degree of relevance found by the People's Republic of China Patent Office.

Further in compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant submits the following:

1. An English language abstract of WO 03/033445 A1 submitted herewith constitutes a concise statement of relevance of WO 03/033445 A1. Furthermore, U.S. Patent Application Publication 2005/0070481 A1 is a National stage application of WO 03/033445 A1.

Applicant notes that the non-patent literature document (Journal of Chinese Physician, April, 2002, Vol. 4, page 434) attached hereto is submitted with no English language translation because no English language translation was available; the English language version of the China Patent Office Action is submitted in compliance with the concise explanation requirement, but if the Examiner may need additional explanation or a translation, please contacted the undersigned.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

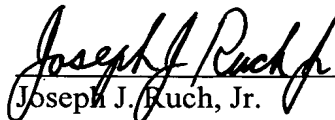
Respectfully submitted,

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WASHINGTON OFFICE

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